

E-FILED

1 BARRY J. PORTMAN
Federal Public Defender
2 NICHOLAS P. HUMY
Assistant Federal Public Defender
3 160 West Santa Clara Street, Suite 575
San Jose, CA 95113
4 Telephone: (408) 291-7753
5 Counsel for Defendant, LONDON

FILED

AUG 10 2009

CLERK
NORTHERN DISTRICT OF CALIFORNIA

6
7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,)	No. CR 09-00662-PVT
)	
12 Plaintiff,)	STIPULATION TO CONTINUE
13 v.)	HEARING; [PROPOSED] ORDER
)	
14 MATT ABRAHAM LONDON,)	
)	
15 Defendant.)	

16 Defendant Matt A. London, by and through his attorney Nicholas P. Humy, and the
17 United States, by and through Assistant United States Attorney Jeffrey Schenk, hereby stipulate
18 and agree to request that the Court continue the hearing currently set for Thursday, August 27,
19 2009 at 9:00 a.m. to Thursday, September 3, 2009 at 11:00 a.m. The continuance is necessary
20 due to the unavailability of defendant, Matt A. London.

21 The parties further agree and stipulate that time should be excluded from and including
22 Thursday, August 27, 2009, through and including Thursday, September 3, 2009, for continuity
23 of defense counsel, pursuant to Speedy Trial Act, 18 U.S.C. §3161(h)(8)(A) and (B)(iv).
24 Accordingly, the United States and the defendant agree that granting the requested exclusion of
25 ///
26 ///

STIPULATION TO CONTINUE
HEARING; [PROPOSED] ORDER
CR 09-00662-PVT

1 time will serve the interest of justice and outweigh the interest of the public and defendant in a
2 speedy trial.

3
4 Dated: 8/6/09

_____/s/_____
NICHOLAS P. HUMY
Assistant Federal Public Defender

5
6 Dated: 8/7/09

_____/s/_____
JEFFREY SCHENK
Assistant United States Attorney

7
8
9 **ORDER**

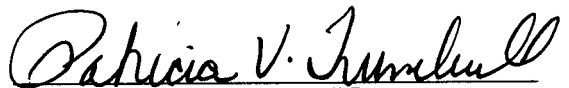
10
11 The parties have requested a continuance of the hearing set for Thursday, August 27,
12 2009, due to the unavailability of defendant, Matt A. London.

13 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED, that the hearing date
14 presently set for Thursday, August 27, 2009, is continued to Thursday, September 3, 2009 at
15 11:00 a.m.

16 IT IS FURTHER ORDERED, that the time between August 27, 2009, through
17 September 3, 2009, shall be excluded for continuity of defense counsel, pursuant to Speedy Trial
18 Act, 18 U.S.C. §3161(h)(8)(A) and (B)(iv).

19 IT IS SO ORDERED.

20
21 Dated: 8/10/09


PATRICIA V. TRUMBULL
United States Magistrate Judge